

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **MAY 16 1988** NEW PRIORITY DATE: **JUL 21 1999**

Returned to applicant for correction **JUN 1 1988**

Corrected application filed **JUN 22 1988** Map filed **JUN 22 1988**

The applicant **So Bar, Inc., A Nevada Corporation**

P.O. Box 525 of **Laughlin**
Street and No. or P.O. Box No. City or Town

Nevada 89029 hereby make S application for permission to change the
State and Zip Code No.

Point of Diversion and place of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit No. 46798**
(Identify existing right, by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right (in Decree)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **0.057 cfs**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **Commercial**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for **Commercial**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point **within the SE 1/4 of the NE 1/4 of**
Describe as being within a 40-acre subdivision of public survey and by course and
Section 17, T33S R66E, MDM, from which the Northeast corner of said
distance to a section corner. If on unsurveyed land, it should be stated.

Section 17 bears N 3°10'00" E 1706.60 feet

6. The existing permitted point of diversion is located within **the SW 1/4 of the NW 1/4 of**
If point of diversion is not changed, do not answer.
Section 13, T32S R66E, MDM from which the West one-quarter corner of
said Section 13 bears S 60°00'00" W 500.00 feet

7. Proposed place of use **The West 1/2 of the NW 1/4, Sec 16 and the East 1/2**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
of the NE 1/4 Sec 17 T33S R66E, MDM, Clark County Nevada

8. Existing place of use **Part of the NW 1/4, Part of Gov't Lot 2, Part of**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Gov't Lot 3 and part of Gov't Lot 4, all in Sec 13, T32S R66E MDM
manner of use of irrigation permit, describe acreage to be removed from irrigation.
Clark County, Nevada

9. Use will be from **Jan 1** and to **Dec 31** of each year.
Month and Day Month and Day

10. Use was permitted from **Jan 1** to **Dec 31** of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Well, pump, 12' distribution mains**
State, manner in which water is to be diverted, i.e. diversion structure, ditches,

additional 300,000 gallon storage tank
pipes and flumes, or drilled well, etc.

12. Estimated cost of works **\$80,000**

13. Estimated time required to construct works **Four Months**

14. Estimated time required to complete the application of water to beneficial use..... two years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The proposed use is to serve a 15,000 sq. ft. casino and a 150 room hotel. The casino will use 22,500 gpd and the hotel 36,000 gpd for a total of 58,500 gpd

s/ Robert J. McNutt
By..... Robert J. McNutt
P.O. Box 539
Las Vegas NV 89125-0539

Compared.....jm/se.....bp/se.....

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 46798, Certificate 12389 is issued subject to the terms and conditions imposed in said Permit 46798, Certificate 12389 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....0.057.....cubic feet per second., but not to exceed 13.14 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....February 16, 1991

Proof of completion of work shall be filed before.....March 16, 1991

Application of water to beneficial use shall be made on or before.....February 16, 1993

Proof of the application of water to beneficial use shall be filed on or before.....March 16, 1993

Map in support of proof of beneficial use shall be filed on or before.....N/A.....

Completion of work filed.....APR 22 1991.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....my office, this.....16th.....day of.....February.....

Cultural map filed.....

Certificate No.....Issued.....

2407 (Rev. 6-81)

CANCELLED JUN 14 1999 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Can. rescinded 11-22-99